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10 Attorneys for Plaintiff  
11 UNITED STATES OF AMERICA

12 UNITED STATES DISTRICT COURT

13 FOR THE CENTRAL DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 MARK MENG,

18 Defendant.

No. CR 24-00059-DOC

STIPULATION REGARDING REQUEST FOR  
(1) CONTINUANCE OF TRIAL DATE AND  
(2) FINDINGS OF EXCLUDABLE TIME  
PERIODS PURSUANT TO SPEEDY TRIAL  
ACT

**CURRENT TRIAL DATE:** 7/16/2024  
**PROPOSED TRIAL DATE:** 10/08/2024

21 Plaintiff United States of America, by and through its counsel  
22 of record, the United States Attorney for the Central District of  
23 California and Assistant United States Attorneys Mark A. Williams and  
24 Laura A. Alexander, and defendant MARK MENG ("defendant"), both  
25 individually and by and through his counsel of record, Anthony M.  
26 Solis, hereby stipulate as follows:  
27  
28

1           1.     The Indictment in this case was filed on May 21, 2024.  
2 Defendant first appeared before a judicial officer of the court in  
3 which the charges in this case were pending on May 9, 2024. The  
4 Speedy Trial Act, 18 U.S.C. § 3161, originally required that the  
5 trial commence on or before July 30, 2024.

6           2.     On May 28, 2024, the Court set a trial date of July 16,  
7 2024, and a status conference date of June 24, 2024.

8           3.     Defendant is detained pending trial. The parties estimate  
9 that the trial in this matter will last approximately 3-4 days.

10          4.     By this stipulation, defendant moves to continue the trial  
11 date to October 10, 2024, and the status conference to September 16,  
12 2024. This is the first request for a continuance.

13          5.     Defendant requests the continuance based upon the following  
14 facts, which the parties believe demonstrate good cause to support  
15 the appropriate findings under the Speedy Trial Act:

16               a.     Defendant is charged with bank robbery, in violation  
17 of 18 U.S.C. § 2113(a), and wire fraud, in violation of 18 U.S.C.  
18 § 1343. The government has produced 865 pages of discovery to the  
19 defense, including law enforcement reports, body-worn-camera video  
20 files, surveillance videos files, photographs, audio files, bank  
21 records, text messages, email communications, and other business  
22 records.

23               b.     Defense counsel is presently scheduled to be in: (1)  
24 United States v. Markham Bond, Case no. 2:23-cr-00615-TJH, a three-  
25 day Hobbs Act robbery trial set to begin on July 23, 2024; (2) United  
26 States v. McDowell, et al. (Emma Joseph); Case no. 8:23-cr-00031-FWS-  
27 2, a three-day possession of stolen mail trial, set to begin on  
28 September 10, 2024; (3) United States v. Valencia, et al., (Galvez),

1 Case No. 24-cr-118-JFW, a two-defendant drug trial, set to begin on  
2 September 24, 2024; and (4) United States v. De Hoyos Ozuna, et al.;  
3 Case No 20-cr-00024-TJH-3, a three-defendant, five-day drug  
4 conspiracy trial, set to begin on September 24, 2024. Accordingly,  
5 counsel represents that he will not have the time that he believes is  
6 necessary to prepare to try this case on the current trial date.

7 c. In light of the foregoing, counsel for defendant also  
8 represents that additional time is necessary to confer with  
9 defendant, conduct and complete an independent investigation of the  
10 case, conduct and complete additional legal research including for  
11 potential pre-trial motions, review the discovery and potential  
12 evidence in the case, and prepare for trial in the event that a  
13 pretrial resolution does not occur. Defense counsel represents that  
14 failure to grant the continuance would deny him reasonable time  
15 necessary for effective preparation, taking into account the exercise  
16 of due diligence.

17 d. Defendant believes that failure to grant the  
18 continuance will deny him continuity of counsel and adequate  
19 representation.

20 e. The government does not object to the continuance.

21 f. The requested continuance is not based on congestion  
22 of the Court's calendar, lack of diligent preparation on the part of  
23 the attorney for the government or the defense, or failure on the  
24 part of the attorney for the Government to obtain available  
25 witnesses.

26 6. For purposes of computing the date under the Speedy Trial  
27 Act by which defendant's trial must commence, the parties agree that  
28 the time period of July 16, 2024, to October 8, 2024, inclusive,

1 should be excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A),  
2 (h)(7)(B)(i) and (h)(7)(B)(iv) because the delay results from a  
3 continuance granted by the Court at defendant's request, without  
4 government objection, on the basis of the Court's finding that: (i)  
5 the ends of justice served by the continuance outweigh the best  
6 interest of the public and defendant in a speedy trial; (ii) failure  
7 to grant the continuance would be likely to make a continuation of  
8 the proceeding impossible, or result in a miscarriage of justice; and  
9 (iii) failure to grant the continuance would unreasonably deny  
10 defendant continuity of counsel and would deny defense counsel the  
11 reasonable time necessary for effective preparation, taking into  
12 account the exercise of due diligence.

13 //

14 //

15 //

7. Nothing in this stipulation shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods be excluded from the period within which trial must commence. Moreover, the same provisions and/or other provisions of the Speedy Trial Act may in the future authorize the exclusion of additional time periods from the period within which trial must commence.

IT IS SO STIPULATED.

Dated: 6/18/2024

Respectfully submitted,

E. MARTIN ESTRADA  
United States Attorney

MACK E. JENKINS  
Assistant United States Attorney  
Chief, Criminal Division

/s/ Laura A. Alexander  
LAURA A. ALEXANDER  
MARK A. WILLIAMS  
Assistant United States Attorneys

Attorneys for Plaintiff  
UNITED STATES OF AMERICA

I am MARK MENG's attorney. I have carefully discussed every part of this stipulation and the continuance of the trial date with my client. I have fully informed my client of his Speedy Trial rights. To my knowledge, my client understands those rights and agrees to waive them. I believe that my client's decision to give up the right to be brought to trial earlier than October 8, 2024, is an informed and voluntary one.

Anthony M. Solis  
ANTHONY M. SOLIS  
Attorney for Defendant  
MARK MENG

6-4-2024  
Date

1 I have read this stipulation and have carefully discussed it  
2 with my attorney. I understand my Speedy Trial rights. I  
3 voluntarily agree to the continuance of the trial date, and give up  
4 my right to be brought to trial earlier than October 8, 2024.  
5

6   
7 MARK MENG  
Defendant

10-7-2024  
Date